

STATE OF MICHIGAN
COURT OF APPEALS

STATE TREASURER,

Plaintiff-Appellee,

v

MICHAEL A. KENNEDY,

Defendant-Appellant,

and

JP MORGAN CHASE BANK, AND OFFICE OF
RETIREMENT SERVICES,

Defendants.

UNPUBLISHED

January 9, 2018

No. 336202

Emmet Circuit Court

LC No. 16-105277-CZ

Before: MURPHY, P.J., and M. J. KELLY and SWARTZLE, JJ.

PER CURIAM.

Defendant appeals as of right the circuit court's order apportioning 90% of defendant's assets in a retirement account held with the State of Michigan Office of Retirement Services to reimburse the Michigan Department of Corrections for the costs of his incarceration. The circuit court's order was based upon its earlier opinion finding no merit to plaintiff's objections to the apportionment.

Having reviewed the parties' briefs, the applicable precedent, and the record in its entirety, we affirm the circuit court's order for the reasons stated in the court's well-reasoned opinion. As the prevailing party, plaintiff may tax costs under MCR 7.219.

/s/ William B. Murphy

/s/ Michael J. Kelly

/s/ Brock A. Swartzle